

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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IN RE: NEW ENGLAND COMPOUNDING )  
PHARMACY, INC. )  
PRODUCTS LIABILITY LITIGATION )  
v. ) MDL No: 1:13-md-2419-RWZ  
)  
This Document Relates to: )  
)  
Brady, et al. v. Unifirst Corporation, et al. )  
No: 1:14-cv-10284-RWZ )  
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**JOINT MOTION FOR ORDER TO REVISE BRIEFING SCHEDULE**

The Plaintiffs' Steering Committee (the "PSC") and counsel or the following parties:

Cincinnati Pain Management Consultants, Inc., Cincinnati Pain Management Consultants Ltd. and Gururau Sudarshan, M.D. (collectively "CPM Defendants"), conferred in order to establish a revised briefing schedule for the CPM Defendant's Rule 12(b)(6) Motion to Dismiss (Dkt. 1013). As a result, the parties have agreed to the following revised briefing schedule:

1. CPM Defendants have tentatively agreed to produce documents responsive to the PSC's subpoena on or before **May 9, 2014.**<sup>1</sup>
2. The PSC will file its Opposition to the Motion to Dismiss filed by the CPM Defendants no later than **May 23, 2014;**
3. The CPM Defendants will file a Reply, not to exceed 5 pages, to the PSC's Opposition to the Motion to Dismiss no later than **June 6, 2014.**
4. If necessary, the PSC may file a sur-reply, not to exceed 5 pages, to the Reply to the PSC's Opposition to the Motion to Dismiss filed by the CPM Defendants no later than **June 20, 2014.**

The parties respectfully request that the Court enter the attached order to formalize the

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<sup>1</sup> The parties agree that further extensions may be necessary depending upon the timing, nature and extent of CPM Defendants production of documents in response to the PSC's Subpoena. If necessary, a joint motion for a revised briefing schedule will be filed with this Court.

above-described revised briefing schedule.

In addition, pursuant to Local Rule 7.1(d), the parties request that the Court reserve a date for oral argument of the above-referenced Motion to Dismiss.

Respectfully Submitted

/s/ Kimberly A. Dougherty

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*Plaintiffs' Steering Committee*

The Defendants,

Cincinnati Pain Management Consultants, Inc.,  
Cincinnati Pain Management Consultants Ltd. and  
Gururau Sudarshan, M.D.

By their attorney,

/s/ Anthony E. Abeln

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**CERTIFICATE OF SERVICE**

I, Kimberly A. Dougherty, hereby certify that I caused a copy of the foregoing *Joint Motion for Order to Revise Briefing Schedule*, to be filed electronically via the Court's electronic filing system. Those attorneys who are registered with the Court's electronic filing system may access these filings through the Court's system, and notice of these filings will be sent to these parties by operation of the Court's electronic filing system.

Dated: April 2, 2014

/s/ Kimberly A. Dougherty  
Kimberly A. Dougherty  
BBO #658014

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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**ORDER**

On April 2, 2014, the Plaintiffs' Steering Committee and counsel for Cincinnati Pain Management Consultants, Inc., Cincinnati Pain Management Consultants Ltd. and Gururau Sudarshan, M.D. (collectively "CPM Defendants") filed a Joint Motion for Order to Revise Briefing Schedule (the "Motion"). The Court finds good cause for the Motion and hereby grants the Motion and orders as follows:

1. CPM Defendants have tentatively agreed to produce documents responsive to the PSC's subpoena on or before **May 9, 2014.**<sup>1</sup>
2. The PSC will file its Opposition to the Motion to Dismiss filed by the CPM Defendants no later than **May 23, 2014;**
3. The CPM Defendants will file a Reply, not to exceed 5 pages, to the PSC's Opposition to the Motion to Dismiss no later than **June 6, 2014.**
4. If necessary, the PSC may file a sur-reply, not to exceed 5 pages, to the Reply to the PSC's Opposition to the Motion to Dismiss filed by the CPM Defendants no later than **June 20, 2014.**

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<sup>1</sup> The parties agree that further extensions may be necessary depending upon the timing, nature and extent of CPM Defendants production of documents in response to the PSC's Subpoena. If necessary, a joint motion for a revised briefing schedule will be filed with this Court.

**So Ordered.**

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Rya W. Zobel  
United States District Judge

Dated: \_\_\_\_\_, 2014